IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 2307 of 2001 (S/S)
(Old No. 29245 of 2000)

Raj Kumar
S/o Sri Tilak Raj
R/o Mahalla Jwalapur,
District Haridwar

…… Petitioner

Versus

1. Engineer-in-Chief
   Irrigation Department, Uttar Pradesh,
   Lucknow.
2. Superintending Engineer (World Bank)
   Project Circle / Zone II,
   Irrigation Department, Haridwar.
3. Executive Engineer,
   Upper Ganga Canal,
   Modernization Division – III (World Bank)
   Irrigation Department, Haridwar.

…… Respondents.

None of the petitioner.
Mrs. Bina Pande, learned counsel for the State of U.P.

Hon'ble Prafulla C. Pant, J.

None present for the petitioner.

Learned Standing Counsel is present for State of U.P.

2) By means of this writ petition, the petitioner, a worker engaged on daily wages with the Irrigation Department, has sought his regularization in service.

3. In view of the principles of law laid down in **Secretary, *State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Page 01,*** that daily wage workers or the

persons employed without undergoing regular selection process, under the rules, should not be directed to be absorbed or regularized in the service, against the Constitutional scheme of public employment, this Court is not inclined to issue direction to regularise services of the petitioner.

4. Therefore, the writ petition is dismissed. Interim order, if any, stands vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant ,J.)

Dt. :December 07, 2006
H.Negi